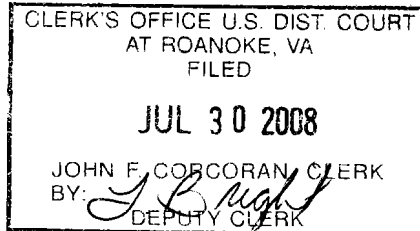


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION



FRED LEWIS WILSON,
Plaintiff,

v.

GARY SPRINKLE, et al.,
Defendants.

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Civil Action No. 7:08-cv-00427

FINAL ORDER

By: Hon. Glen E. Conrad
United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that the above referenced civil action, construed by the court as a petition for habeas corpus, pursuant to 28 U.S.C. §2254, shall be and hereby is **FILED in forma pauperis**, but that the action is hereby **DISMISSED** without prejudice, pursuant to Rule 4 of the Rules Governing § 2254 Proceedings, and that the action is hereby stricken from the active docket of the court. Any pending motions are **DENIED as MOOT**.

The Clerk is directed to send a certified copy of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 30th day of July, 2008.

Glen E. Conrad

United States District Judge